IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.553 OF 2006

Shivanand A. Kini ... Petitioner

V/s.

Canara Bank ... Respondent

Mr. Raju Morey i/b. M/s. Monica Sakhrani for the petitioner.

Mr. P.K. Rele, Sr. Counsel with Mr. Piyush Shah for respondent.

CORAM : F.I. REBELLO &
ANOOP V. MOHTA,JJ.
DATED : 02nd May, 2006

P.C.

. The very relief which the petitioner now seeks was in issue in Writ Petition No. 791 of 2001, which was dismissed by order dated 18th April, 2001. SLP preferred was also dismissed. In other words, the issues now stands concluded.

2. Subseuqent petition was filed in Writ Petition No. 2531 of 2002 . That was also dismissed on the ground of payment to the petitioner was dependent on the petitioner vacating the premises. The petitioner has not vacated the premises. It is his contention that his wife is claiming tenancy and because of that he cannot claim benefits. Considering the order of this Court, as petitioner has not vacated the

premises, in our opinion, this would not be a fit case to exercise our extra ordinary jurisidction. Petition stands disposed of.

[F.I. REBELLO, J.]

[ANOOP V. MOHTA, J.]